(d) No, Sir.

(e) No directions are proposed to be given to the Canteen Stores Deptt. in this regard. The financial conditions generally applicable to CSD suppliers are uniformly applied irrespective of the size or scale, except in the case of those suppliers who have been supplying items to the CSD for more than five years and the total sales turn-over in respect of all of whose items supplied to the CSD exceeds Rs. 3 crores per annum.

Military Budget

4266. SHRI KRISHAN LAL SHARMA: Will the PRIME MINISTER be pleased to state:

(a) whether it is a fact that military budget of the country has come down from 4.1 percent of GNP in 1987-88 to 2.87 per cent in 1993-94;

(b) whether it is also a fact that the military budget in the neighbouring countries ranges between 4—7 per cent;

(c) if so, whether Government propose to enhance the percentage of the same, and if so, to what extent; and

(d) if not, the reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF DEFENCE (SHRI MALLIKARJUN): (a) India's Defence Expenditure has declined over the last few years as a percentage of GNP, and is currently being estimated at 2.5% of the GDP.

(b) Yes, Sir.

(c) and (d) Having regard to the changing threat scenario and the availability of resources, the Government takes all appropriate measures to ensure effective Defence preparedness.

Lease premium on Defence lands

4267. PROF. SAURIN BHATTACHARYA: Will the PRIME MINISTER be pleased to state:

(a) the details of orders issued by the Ministry of Defence in the letter No. 18/32/L/L&C/52/1326/D (Lands), dated the 9th January, 1979 and in their letter dated the 8th September, 1977 and in lease premium on defence lands in the country within civil areas;

(b) whether Government are aware that the Cantonment authorities by and large have been failing to involve the orders as above and the rules contained in the Cantonment Land Administration Rules, 1937 to ensure proper realisation of premium from various classes of lands under Old Grant or in B-3 lands within the civil areas of Cantonments;

(c) whether Government would now take effective steps to protect the defence land properties and buildings; and

(d) if so, the facts and details thereof?

THE MINISTER OF STATE IN THE MINISTRY OF DEFENCE (SHRI MALLIKARJUN): (a) to (d) Letters No. 18/32/L/L&C/52/1326/D (Lands), dated 9-2-1979 (not dated 9-1-1979) and dated 8-9-77 [copies placed at Statements 'A' and 'B' (*See* below)] do not deal with realising premium on leased lands in civil areas within the Cantonments. These letters explain the land policy of Govt. towards sites held in bungalow areas, leases specified in Cantonment Land Administration Rules, 1937 and grant of leases to public institutions. The provisions of these letters apply to B-3 lands which comprise old grants, lease of various tenures under Cantonment Code 1899, 1912 and CLA Rules 1925 and 1937 in respect of which occupancy rights are vested in the lessees. No lease involving conversion of old grants or other resumable tenure into leaseholds is permissible.

Premium is recovered at the time of granting of lease depending upon the nature of lease. Letter dated 9-2-1970 empowers the Deputy Directors, the Command to renew leases where the renewal option vests in the lessee. In all such cases premiums are recovered before the lease is executed. As such, there is no question of non-realisation of premium in lease of land.

Statement 'A'

No. 18/32/L/L&C/52/1326/D (Lands)
Government of India,
Ministry of Defence,
New Delhi, the 9th February, 1970

CORRIGENDUM

The following amendments are made to the Government of India, Ministry of Defence, letter No. 18/32/L/L&C/52/1108/D (Lands) dated the 6th February 1968 as amended vide letter No. 18/32/L/L&C/52/8284/D (Lands), dated the 1st September 1969 regarding renewal of the old Cantonment Code leases:—

In para 1, lines four and five delete "General Officers Commanding-in-Chief" and *substitute*,
"Deputy Director, ML&C".

2. This issues with the concurrence of the Ministry of Finance (Defence) vide their u.o. No. 435/QB of 1970.

Sd./-
(D. KRISHNAMURTHI)
Under Secretary to the Government of India

To,

The DMLAC, New Delhi (100 copies)
C.G.D.A., New Delhi.
D.A.D.S., New Delhi.
DDADS, Central/Eastern/Western/Southern Command.
CDA, Central/Eastern/Western/Southern Command and CDA, Patna (copy signed in ink)
DFA (QB)
QMG Branch, Army HQrs (5 copies)

Statement 'B'

No. 11013/7/78/D (Lands)
Government of India,
Ministry of Defence,
New Delhi-11, the 8th Sep 77

To,

The Director,
Military Lands & Cantonments,
Ministry of Defence, 'H' Block,
New Delhi.

Sub : Revision of Land Policy in Cantonment Areas.

Sir,

I am directed to refer to the orders contained in this Ministry's letter No. 11013/7/73/D (Lands) dated 15-11-76 regarding revised land policy in the Cantonment areas and to say that it has been decided that for the existing paragraphs 2(A) of the said letter the following shall be substituted :—

2. (A) *Bungalow areas*

I. SITES HELD ON RESUMABLE TENURE NAMELY OLD GRANT AND LEASES UNDER THE CANTONMENT CODES OF 1899 & 1912.

(i) No leases involving conversion of old grant or other resumable tenure into lease hold would be granted. The sites held on resumable tenure would be resumed gradually in the following circumstances :—

(a) Where any such site/sites are required for specific Defence/Public purposes, priority being given to bungalows which are on hire to the Government.

(b) Sites which are vacant.

(c) Sites where the occupancy holders have committed breaches of the terms/conditions of the grant.

(d) Sites where the existing structures are in dilapidated condition.

(ii) Bungalows held on hire by Govt. where the sites are held by the occupancy holders on resumable tenure will not be debited.

(iii) Renovation/minor alterations to the existing structures will be allowed, provided :—

(a) the holders acknowledge Government's title to the land right of resumption;

(b) the renovation/alterations are made in accordance with the building by-laws framed by the Cantt. Boards; and

(c) where the plinth area of previously authorised structures existing on sites is not exceeded.

NOTE : Past cases awaiting finalisation will be regularised on this basis.

(iv) Where the resumptee owners do not possess any other residential plot/houses in the Cantt. or the adjoining Town or city or notified area, they may be provided, on free hold basis, alternative developed sites equal in area to the site resumed but not exceeding 500 sq. yds. in each case on payment of 50% of the market value. This would be subject to the condition that in cases of allotment in urban agglomerations coming within the purview of Urban Land (Ceiling and Regulation) Act, 1976, the resumptee should be eligible to hold 500 sq. yds of vacant land. For this purpose in each Cantonment a suitable compact area on the periphery of the Cantonment preferably adjoining the civil area will be earmarked if no such site is available in the civil area itself.

Where the structures in the resumed site are occupied by the occupancy holder himself he may be allowed to remain in occupation of the authorised structures and such other uppurtenant not exceeding 2 years from the date of allotment of alternative site or the date of construction of house on the alternative site whichever is earlier on payment or rent for buildings/lands from the date the structures vested in Govt. under resumption orders.

NOTE : (i) In case where under the existing orders an offer for 1000 sq. yds./600 sq. yds. on lease has been made on writing to any resumptee owners and the same has been accepted such offer will be allowed to stand provided the same does not go counter to the provisions of Urban Land (Ceiling and Regulation) Act, 1976. In case, however, such resumptee owners voluntarily restrict their requirement of alternative plot to 500 sq. yds. there would be no objection to the grant of the restricted area on free-hold basis at 50% market value. The condition relating to Urban Land (Ceiling & Regulation) Act, 1976, will also be applicable.

(ii) Before allotment of an alternative plot to a resumptee, it should be ensured that the resumptee, his or her spouse, or their unmarried minor children do not own any house or residential plotin the Cantonment or the adjoining city or notified area, where the resumed site is situated. An affidavit to this effect should be obtained from the resumptee before alternative plot is allotted. In case the Cantt. concerned is covered by the Urban Land (Ceiling & Regulation) Act, 1976 the resumptee owner, will have to furnish in his affidavit details of all lands/houses held by him or any of the members of his family as defined under the Act in any of the urban agglomerations coming within the purview of the Act.

(v) Cantonment Code leases situated outside civil areas of Cantonments which had expired have been extended upto 31st Dec., 1976. All these leases and such of the leases as will expire before 31-12-78 will be renewed upto 31-12-78 under the same terms and conditions as contained in the original lease except the clause for renewal. While renewing the lease, the lessees would be clearly informed that the sites may be taken over on the expiry of this period or earlier at the option of the lessor in terms of the provisions of the resumption clause in the lease.

II. SITES HELD ON LEASE UNDER CLA RULES, 1925/1937.

(A) Sites held on lease would be acquired gradually as and when required for Defence/Public purposes except sites held by public institutions such as Post Offices, Banks, Schools and Public utility concerned like Petrol Pumps, Cafeterias, etc.

(B) The existing lease held sites held on resumable tenure would be continued on the existing terms during the tenure of the lease which will include renewals at the option of the lessees where provided in the lease. In the event of refusal to renew the lease constructions will vest in the Government and ex-gratia compensation equal to 50% of the value of the authorised constructions will be paid to the holder.

III. GRANT OF LEASES TO PUBLIC INSTITUTIONS.

"Fresh leases of land, including by conversion of old grant/resumable tenures, will be granted only to public institutions referred to in II(a) above. The terms of such leases to recognised and well known charitable and educational institutions run by Registered Societies or Public Trust will be decided on *merits of each* case by Govt. Grant of leases in all such cases will be subject to the condition that the land can be spared."

2. Ministry of Defence letter No. 18/32/L/L&C/R&D/52/4311/D(Lands) dated 14-7-77 the provisions of which have been reproduced in clause 2(a)(I)(v) in paragraph 1 above is cancelled from the date of issue of this letter.

3. This issues with the concurrence of Ministry of Finance (Defence) vide their u.c. No 213/S/W/VI of 1977.

Yours faithfully,
Sd/-.
(M. S. SOKHANDA)
Under Secretary to the Government of India

Copy to :—

1. CGDA, New Delhi
2. DADS, New Delhi
3. CDA All Command
4. DDADS and Sr DDADS, All Commands
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6. DFA(W) 2 copies
7. D(Q&C)/D(W-I) (W-II)
8. E-in-C's Branch
9. NHQ (Dir of Works)
10. Air HQ (Dir. of Works)

Manufacturing of Prithvi Missile

4268. SHRI H. HANUMANTHAPPA : Will the PRIME MINISTER be pleased to state :

(a) whether the medium range surface-to-